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IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number: 09/478,299
Applicants: John L. Schenk
Filed: January 5, 2000
Title: Method of Cryopreserving Selected Sperm Cells
Group Art Unit: 1654
Examiner: M. Meller

Assignee: XY, Inc.
Attorney Docket: 22091-701
Customer No.: 33549

**RESPONSE AND REQUEST FOR RECONSIDERATION
UNDER 37 C.F.R. § 1.111**

I. INTRODUCTORY REMARKS

This Amendment and Request for Reconsideration is in response to the office communication mailed August 26, 2004 and the personal interview conducted on February 17, 2005. A shortened statutory period of three months has been set, making a response to this action due on or by November 26, 2004. Pursuant to 37 C.F.R. §1.136(a), a petition for extension of time is hereby submitted herewith extending the period for three months to and including February 28, 2005 (February 26, 2005 was a Saturday) along with the appropriate fee. The Applicant submits this amendment and request for reconsideration to fully address the Office's August 26, 2004 action as refined in the personal interview. The Applicant requests that the Office amend the claims as indicated herein.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 8 of this paper.